

[illegible]

Petitioner Nathaniel Curtis, Jr., has filed a petition for writ of habeas corpus, challenging his confinement in the Baldwin County Jail pursuant to a June 2019 contempt order relating to child support proceedings. Docs. 1; 5. The Respondent filed an answer to the petition on February 11, 2020, contending, among other arguments, that the Petitioner failed to exhaust state remedies. Doc. 17. In addition to his petition, the Petitioner has filed three motions requesting preliminary habeas relief: two motions requesting “immediate release” or “release from incarceration” (Docs. 3, 8) and another motion asking the Court to set bond (Doc. 6).

1

claims to a federal court in a habeas petition.” *O’Sullivan v. Boerckel*, 526 U.S. 838, 842 (1999) (citing 28 U.S.C. § 2254(b)).

Based on the information now available to the Court, it is not substantially likely that the Petitioner will be able to satisfy the exhaustion doctrine, which the Respondent has invoked. Doc. 17 at 1–2 (“Third Defense”). The Petitioner’s recast petition suggests that he did not attempt to appeal or seek reconsideration of the state contempt order, and it is not clear that the Petitioner has ever sought to litigate the matter of his custodial confinement on direct appeal, in state habeas proceedings, or in other collateral proceedings. See Docs. 5 at 2; 17 at 4.

Accordingly, because the Petitioner has failed to show that he is entitled to the extraordinary remedy of preliminary habeas relief, his motions (Docs. 3; 6; 8) are

**DENIED.**

**SO ORDERED**, this 28th day of February, 2020.

S/ Marc T. Treadwell  
MARC T. TREADWELL, JUDGE  
UNITED STATES DISTRICT COURT